

### **REMARKS**

Reconsideration and allowance of the above-identified application are respectfully requested. Upon entry of this Amendment, claims 1, 14, 27 and 28 will be amended and claims 29-33 will be added, leaving claims 1-33 pending with claims 1, 14, 27, 28 and 29 being independent.

#### **Rejections Under 35 U.S.C. §102(b)**

Claims 1-28 are rejected under 35 U.S.C. §102(b) as being anticipated by U.S. 4,666,446 to Koziol et al. The Examiner states that the Koziol patent discloses all of the elements of these claims.

#### **Claim 1**

Amended independent claim 1 recites, among other things, a high minus lens adapted to supplement the natural or existing artificial lens and be implanted in the eye to create a lens system that functions as a telediopic lens system. In other words, claim 1 recites language that requires the high minus lens to be used in addition to the natural lens or an existing artificial lens.

The Koziol patent discloses a lens 30 that is specifically designed to replace the natural lens. See column 3, lines 50-53 and column 4, lines 20-22. The Koziol patent clearly does not disclose using high minus lens that is adapted to supplement the natural or an existing artificial lens in the eye.

Further the Koziol device could not be used with the natural or an existing artificial lens, since it would be unsatisfactory for its intended purpose. As noted in column 4, lines 34-41, the converging lens 42 functions substantially in the same manner as the surgically removed natural lens, which is also a converging lens. More specifically, this device is designed to correct macular degeneration, wherein the "peripheral vision remains substantially the same". See column 3, lines 46-49. Therefore, inserting the converging lens disclosed in the Koziol patent to supplement the natural converging lens or an existing converging intraocular lens would decrease the vision in the peripheral portion of the eye and render the Koziol device inoperative.

Therefore, Applicant submits that claim 1 and its dependent claims 2-13 are allowable.

#### Claim 14

Amended independent claim 14 recites, among other things, a method including the step of implanting in the eye a high minus lens to create a lens system that supplements the natural or existing artificial lens and functions as a telediopic lens system.

As discussed above, the Koziol patent does not disclose, teach or suggest a high minus lens capable of supplementing the natural lens or an artificial lens.

Therefore, Applicant submits that claim 14 and its dependent claims 15-26 are allowable.

#### Claim 27

Amended independent claim 27 recites, among other things, a high minus lens adapted to be implanted in the eye in a predetermined position relative to the natural or existing artificial lens in the eye.

For the reasons discussed above, Applicant submits that the Koziol patent does not disclose, teach or suggest a lens capable of being positioned in the eye relative to the natural or existing artificial lens in the eye.

Therefore, Applicant submits that claim 27 is allowable.

#### Claim 28

Amended independent claim 28 recites, among other things, a method of implanting a high minus lens in a predetermined position relative to the natural or existing artificial lens in the eye.

For the reasons discussed above, Applicant submits the Koziol patent does not disclose, teach or suggest a lens capable of being positioned in the eye relative to the natural or existing artificial lens in the eye.

Therefore, Applicant submits that claim 28 is allowable.

New Claims 29-33

New independent claim 29 recites a lens system that includes first and second lenses, both of which can be inserted into the eye and which form a telediopic lens system. The cited prior art does not disclose, teach or suggest a lens system having a first and second lenses both capable of being inserted into the eye.

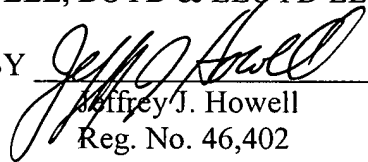
Therefore, Applicant submits that new claims 29-33 are allowable.

In view of the foregoing comments, it is believed the above-identified application is in condition for allowance, and notice to that effect is respectfully requested. Should the Examiner have any questions, the Examiner is encouraged to contact the undersigned at the number indicated below.

Respectfully submitted,

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BY



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